

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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KENDRICK DURAN,

Plaintiff,

-against-

**STIPULATION AND
ORDER OF DISMISSAL**

13 CV 07414 (ENV) (SMG)

Sergeant HENRY DAVERIN, Shield No. 3631; Police Officer
SAMUEL HUI, Shield No. 28856; and JOHN and JANE DOE
1 through 10, individually and in their official capacities (the
names John and Jane Doe being fictitious, as the true names
are presently unknown),,

Defendants.

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WHEREAS, the parties have reached a settlement agreement and now desire to
resolve the remaining issues raised in this litigation, without further proceedings and without
admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by
and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

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By: 

5-19-14

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By: 

Joshua J. Lax
Assistant Corporation Counsel

SO ORDERED:

Dated: New York, New York
_____, 2014

HON. ERIC N. VITALIANO
UNITED STATES DISTRICT JUDGE